

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of )

KENNITH SMITH )

Serial No. 10/749,430 )

Filed: December 31, 2003 )

For: RUBBER BAND RETAINER )  
APPARATUS )

CERTIFICATE OF MAILING

I HEREBY CERTIFY that a copy of this Information Disclosure Statement was deposited with the U.S. Postal Service as first class mail, postage prepaid, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 9<sup>th</sup> day of March, 2004.

*Elaine D. Fisher*

Elaine D. Fisher, Assistant to Ray L. Weber, Reg. No. 26,519

Attorney Docket No. ALL.P.US0001A

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR § 1.97 encouraging the filing of an Information Disclosure Statement, the Applicant submits the following in compliance with the duty of disclosure as set forth in 37 CFR § 1.56.

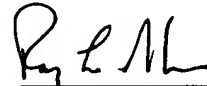
Information or art known to the Applicant and having an extent of relevance to the present application has been listed on Form PTO-1449 attached hereto. It includes twenty-three (23) United States patents. Applicants have employed Form PTO-1449 for the purpose of convenience of the Office and the Examiner.

No representation is made that a search has been made, that the information is pertinent to the claimed subject matter, or that the information represents the only or the best information. The Applicant does not admit that any of the information he has provided is necessarily prior to his invention but rather that it is information of which he is aware and which he believes possibly should be provided to the Office in fulfillment of the duty of disclosure.

It is submitted that none of the art provided herein achieves the objects and advantages of the present invention. Applicant believes that the claims of the subject application are patentably distinguishable over the art submitted herewith.

The consideration of these documents in conjunction with the Examiner's search and prosecution is requested as contemplated by the rules hereinabove referenced.

Respectfully submitted,



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Ray L. Weber, Reg. No. 26,519

RENNER, KENNER, GREIVE, BOBAK,

TAYLOR & WEBER

First National Tower, Fourth Floor

Akron, OH 44308-1456

Telephone: (330) 376-1242

Attorneys for Applicant

Date: March 9, 2004

Form PTO 449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
ALL.P.US0001ASERIAL NO.  
10/749,430

## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

APPLICANT  
KENNITH SMITHFILING DATE  
December 31, 2003

GROUP

## U.S. PATENT DOCUMENTS

*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date (If Appropriate)
	1	5,715,578	2/10/65	Knudson.	24	16	
	2	5,592,718	1/14/97	Mohr	24	265	
	3	5,325,568	7/05/94	Bruhm	24	301	
	4	5,199,135	4/06/93	Gold	24	16	
	5	5,081,746	1/21/92	Czwartacki	24	17	
	6	4,991,265	2/12/91	Campbell et al.	24	16	
	7	4,910,835	3/27/90	Carpenter	24	129	
	8	4,762,318	8/09/88	Phillips et al.	272	137	
	9	4,569,108	2/11/86	Schwab	24	17	
	10	4,428,099	1/31/84	Richmond	24	68	
	11	4,335,490	6/22/82	Teachout	24	114.5	

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation Yes No	

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE (Rev. 8-83) PATENT AND TRADEMARK OFFICE				ATTY. DOCKET NO. ALL.P.US0001A		SERIAL NO. 10/749,430	
<b>INFORMATION DISCLOSURE CITATION</b>  (Use several sheets if necessary)				APPLICANT KENNITH SMITH			
				FILING DATE December 31, 2003		GROUP	

U.S. PATENT DOCUMENTS							
*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date (If Appropriate)
	12	4,158,250	6/19/79	Ringwald	24	16	
	13	5,232,193	08-1993	Skakoon, James G.	24	130	
	14	6,226,839	05-2001	Sayegh, Adel Odeh	24	16PB	
	15	6,195,846	03-2001	Studdiford et al.	24	16R	
	16	5,996,204	12-1999	Norwood John V.	24	129B	
	17	5,852,851	12-1998	Cooper, Douglas W.	24	30.5R	
	18	5,524,327	06-1996	Mickel et al.	24	115A	
	19	5,531,418	07-1996	Lindgran, Peter B.	135	120.4	
	20	5,987,707	11-1999	DeShon, James Richard	24	129A	
	21	4,406,042	09-1983	McPhee, Charles J.	24	129A	
	22	5,123,913	06-1999 March 9, 2004	Wilk et al.	24	16PB	

FOREIGN PATENT DOCUMENTS							
		Document Number	Date	Country	Class	Subclass	Translation Yes      No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		

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*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date (If Appropriate)
	23	5,195,218	03-1993	Joseph et al.	24	129D	

FOREIGN PATENT DOCUMENTS								
		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		

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